

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Defendant's request to extend the stay until  
9/1/22 is granted. Status report due 9/1/22.

SO ORDERED.

  
CATHY SEIBEL, U.S.D.J.

8/19/22

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-  
WILLIAM DURLING, MICHAEL MORRIS, :  
JAMES MORTON, JR., RICHARD SOBOL, :  
MUHAMMAD SULTAN and TOM WOLFF for :  
themselves and all others similarly situated, :  
Plaintiff, :  
- against - :  
PAPA JOHN'S INTERNATIONAL, INC., :  
Defendant. :  
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Case No. 7:16-CV-03592  
Class/Collective Action

### **JOINT STATUS REPORT**

In accordance with the Court's June 29, 2022 Order (Doc. No. 574), the Parties submit this joint status report.

On August 11, 2022, the Parties participated in an in-person mediation session with mediator Hon. Wayne R. Andersen (Ret.). Unfortunately, despite good faith efforts by the Parties and Judge Andersen, we were unable to resolve this matter on August 11. On August 17, 2022, just before midnight, Judge Andersen issued to the Parties his mediator's proposal. Plaintiffs' counsel notified Judge Andersen and Papa John's this morning that it was rejecting the mediator's proposal and submitted Plaintiffs' final all-in settlement demand. Papa John's is still considering Plaintiffs' final settlement demand and intends to provide a response in the next few days.

The Parties disagree on how this case should proceed at this juncture. Plaintiffs' position is to request that the Court lift the current stay of all proceedings and reschedule the Bench Ruling on the pending cross-motions for collective certification for the earliest date convenient

to the Court. Papa John's proposes that the Parties be given an additional 14 days to attempt to reach a settlement after which the Parties will submit another joint status report.

**Dated: August 18, 2022**

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